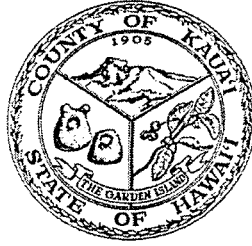


**COUNTY COUNCIL**

Mel Rapozo, Chair  
Ross Kagawa, Vice Chair  
Mason K. Chock  
Gary L. Hooser  
Arryl Kaneshiro  
KipuKai Kualii  
JoAnn A. Yukimura



**OFFICE OF THE COUNTY CLERK**

Jade K. Fountain-Tanigawa, County Clerk  
Scott K. Sato, Deputy County Clerk

Telephone (808) 241-4188  
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**Council Services Division**  
4396 Rice Street, Suite 209  
Lihu'e, Kaua'i, Hawai'i 96766

**MEMORANDUM**

June 4, 2015

**TO:** Bernard P. Carvalho, Jr., Mayor  
**FROM:** Mel Rapozo, Council Chair *MR*  
**RE:** **JUNE 3, 2015 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its June 3, 2015 Council Meeting:

**CONSENT CALENDAR:**

C 2015-155 Communication (05/07/2015) from the Mayor, submitting his supplemental budget communication for Fiscal Year 2015-2016 and proposed amendments to the budget bills, pursuant to Section 19.02A of the Kaua'i County Charter. *(Received for the Record.)*

C 2015-160 Communication (05/12/2015) from Councilmember Kualii and Councilmember Yukimura, transmitting for Council consideration, a Resolution Urging Hawai'i's Congressional Delegation To Address Excessive Campaign Spending By Proposing And Passing Amendments Clarifying That Corporations Are Not People With Constitutional Rights, In Particular Electoral Rights, And That Unlimited Campaign Spending Is Not Free Speech. *(Received for the Record.)*

C 2015-161 Communication (05/12/2015) from the Council Chair, transmitting for Council consideration and confirmation, Council appointee Lawrence Chaffin, Jr., to the Kaua'i Historic Preservation Review Commission (At-Large) for the County of Kaua'i – Term ending 12/31/2015. *(Received for the Record.)*

C 2015-162 Communication (05/13/2015) from Councilmember Chock, transmitting for Council consideration, a proposed draft Bill to amend Chapter 6, Article 13, Sections 13.1 and 13.2, Kaua'i County Code 1987, as amended, relating to the recovery of rescue expenses. The purpose of this Bill is to amend the definition of "Recoverable Expenses" to include fuel expenses relating to a rescue and clarify and align the language in Section 13.2 with Hawai'i Revised Statutes, Section 137-2. *(Received for the Record.)*

COMMUNICATIONS:

C 2015-163 Communication (05/11/2015) from the Executive on Aging, requesting Council approval to receive, and expend ACT 151 funds in the amount of \$134,077, for ongoing program costs for Better Choices Better Health and EnhanceFitness, and to indemnify the State Executive Office on Aging. *(Approved.)*

C 2015-164 Communication (05/19/2015) from the Mayor, requesting Council approval to accept a donation of one (1) original 1959 signed Constitution of the State of Hawai'i from Lawrence Bowman and Family, valued at \$30,000, which will be displayed in the Office of the Mayor. *(Approved with thank-you letter to follow.)*

C 2015-165 Communication (05/22/2015) from Hawai'i State Association of Counties (HSAC) President, transmitting for Council approval, the proposed Board of Directors for the 2015-2016 term, pursuant to Section 5, Section 5A and Section 5C of the Bylaws of the HSAC, Inc., which was approved at the May 22, 2015 HSAC Special Executive Committee Meeting:

1. NACo Board of Directors
  - KipuKai Kuali'i, Kaua'i County Council
  - J. Ikaika Anderson, Honolulu City Council
2. WIR Board of Directors
  - Mike White, Maui County Council
  - Danny Paleka, Hawai'i County Council

*(Approved.)*

LEGAL DOCUMENT:

C 2015-166 Communication (05/27/2015) from the Life's Choices Kaua'i Coordinator, recommending Council approval of a Right-of-Entry Agreement between the County of Kaua'i and the Grove Farm Company, Inc., to conduct inspections, perform surveys, prepare studies, and to complete any other necessary tasks to accomplish compliance with State, County, and Federal rules and regulations prior to obtaining land use entitlements (the "assessment"), situated at Tax Map Key (TMK) No. (4) 3-8-002:001 (the "Grove Farm Lot"), and a Memorandum of Understanding for the dedication of approximately five (5) acres for a Treatment and Healing Services Center off Ma'alo Road *mauka* of Hanamā'ulu.

- Right-of-Entry Agreement
- Memorandum of Understanding

*(Approved subject to the amendment by the Administration of a typographical error in Section 2.3 of the Memorandum of Understanding (MOU) and any other non-substantive errors.)*

CLAIMS:

C 2015-167 Communication (05/15/2015) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Jacqueline Lucidarme Yasutake, for veterinary expenses, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the County Attorney's Office for disposition and/or report back to the Council.)***

C 2015-168 Communication (05/19/2015) from the County Clerk, transmitting a claim filed against the County of Kaua'i by Julia Evans, for damage to her vehicle, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the County Attorney's Office for disposition and/or report back to the Council.)***

C 2015-169 Communication (05/19/2015) from the County Clerk, transmitting a claim filed against the County of Kaua'i by James Scott Pellegrine, for property loss, and personal injury, pursuant to Section 23.06, Charter of the County of Kaua'i. ***(Referred to the County Attorney's Office for disposition and/or report back to the Council.)***

COMMITTEE REPORTS: APPROVED.

RESOLUTIONS:

Resolution No. 2015-26 – RESOLUTION ESTABLISHING THE REAL PROPERTY TAX RATES FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016 FOR THE COUNTY OF KAUAI ***(Approved.)***

Resolution No. 2015-44 – RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO ADDRESS EXCESSIVE CAMPAIGN SPENDING BY PROPOSING AND PASSING AMENDMENTS CLARIFYING THAT CORPORATIONS ARE NOT PEOPLE WITH CONSTITUTIONAL RIGHTS, IN PARTICULAR ELECTORAL RIGHTS, AND THAT UNLIMITED CAMPAIGN SPENDING IS NOT FREE SPEECH ***(Amended to Resolution No. 2015-44, Draft 1, then referred to the June 10, 2015 Committee of the Whole Meeting.)***

Resolution No. 2015-45 – RESOLUTION CONFIRMING COUNCIL APPOINTMENT TO THE KAUAI HISTORIC PRESERVATION REVIEW COMMISSION (Lawrence Chaffin, Jr., – At-Large) ***(Approved.)***

BILL FOR FIRST READING:

Proposed Draft Bill (No. 2589) – A BILL FOR AN ORDINANCE AMENDING CHAPTER 6, ARTICLE 13, SECTIONS 13.1 AND 13.2, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE RECOVERY OF RESCUE EXPENSES ***(Approved on 1<sup>st</sup> reading, Public Hearing scheduled for July 1, 2015, and referred to the Public Safety Committee.)***

BILLS FOR SECOND READING:

Bill No. 2571, Draft 1 – A BILL FOR AN ORDINANCE ESTABLISHING PROCEDURES, DEVELOPMENT PLANS, AND FUTURE GROWTH AREAS FOR THE LIHU'E PLANNING DISTRICT ***(Approved as Amended to Bill No. 2571, Draft 2.)***

Bill No. 2582, Draft 1 – A BILL FOR AN ORDINANCE RELATING TO THE OPERATING BUDGET AND FINANCING THEREOF FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016 (*Fiscal Year 2015-2016 Operating Budget*) (***Approved.***)

Bill No. 2583, Draft 1 – A BILL FOR AN ORDINANCE RELATING TO CAPITAL IMPROVEMENTS AND FINANCING THEREOF FOR THE FISCAL YEAR JULY 1, 2015 TO JUNE 30, 2016 (*Fiscal Year 2015-2016 CIP Budget*) (***Approved.***)

Bill No. 2587, Draft 1 – A BILL FOR AN ORDINANCE AMENDING CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO HOMESTAYS (***Approved.***)

Thank you for following up as appropriate, including confidential routing to any appropriate parties, and please do not hesitate to contact me or Council Services Staff if you need further information. Please note that this memo presents a summary of the action taken, and reference should be made to the official minutes for a complete record.

cc: KCT Department Heads (*Via E-mail*)  
KCT CCs (*Via E-mail*)  
Council Services Staff (*Via E-mail*)